

REMARKS

I. INTRODUCTION

Claims 5-7 have been amended. No new matter has been added. Therefore, claims 5-7 are pending in the present application. Applicants would like to thank the Examiner for indicating that claims 5-7 contain allowable subject matter. In view of the following remarks, it is respectfully submitted that all of the pending claims are allowable.

II. THE OBJECTIONS SHOULD BE WITHDRAWN

The abstract is objected to because the abstract of the disclosure does not commence on a separate sheet in accordance with 37 CFR 1.52(b)(4). (See 9/17/2008 Office Action, p. 2). The amended abstract has been presented on a separate sheet apart from any other text and consists of between 50-150 words. Accordingly, Applicants respectfully request that the Examiner withdraw the abstract objection.

The disclosure is objected to because the specification does not contain section headings. (See 9/17/2008 Office Action, p. 2). Applicants respectfully submit that MPEP 608.01 only provides the preferred arrangement and headings. It is not a requirement that headings be used. Thus, Applicants respectfully decline to place headings in the present application and request that the Examiner withdraw the disclosure objection.

Claim 7 is objected to for stating "a spring of a U-shaped configuration that is connected to the main part in the region of its cross-member and that co-operating with at least one position extension connected to the main part." (See 9/17/2008 Office Action, p. 2-3). Claim 7 has been amended in accordance with the Examiner's recommendations. Accordingly, Applicants respectfully request that the Examiner withdraw the claim objection.

III. THE 35 U.S.C. § 112 REJECTIONS SHOULD BE WITHDRAWN

Claims 5-7 stand rejected under 35 U.S.C. § 112, second paragraph, as indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. (See 9/17/2008 Office Action, p. 3).


Claim 7 recites “a spring of a U-shaped configuration has a cross-member connected to the main part and two sides co-operating with at least one position extension connected to the main part in the region of each of its two sides, wherein the spring acts between the head part and the main part, and the head part is pivotable by the spring in synchronization with varying displacing forces that act on the head part in the course of a personal care process, and wherein the head part is adapted for positioning by the spring in a defined rest position relative to the main part when there are no displacing forces present.” Accordingly, Applicants respectfully submit that claim 7 particularly points out and distinctly claims the subject matter of the invention. Thus, Applicants respectfully submit that claim 7 is allowable. Because claims 5-6 depend from, and therefore include all of the limitations of claim 7, it is respectfully submitted that these claims are allowable for at least the same reason as claim 7.

CONCLUSION

It is therefore respectfully submitted that all of the presently pending claims are allowable. All issues raised by the Examiner having been addressed, an early and favorable action on the merits is earnestly solicited.

Respectfully submitted,

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